

IC 31-35-6

Chapter 6. Effect of Termination of the Parent-Child Relationship

IC 31-35-6-1

Disposition upon termination of parent-child relationship; review

Sec. 1. (a) If the juvenile or probate court terminates the parent-child relationship, the court may:

- (1) refer the matter to the court having probate jurisdiction for adoption proceedings; or
- (2) order any dispositional alternative specified by IC 31-34-20-1 or IC 31-37-19-1.

(b) If the juvenile court refers the matter to the court having probate jurisdiction under subsection (a)(1), the juvenile court shall review the child's case once every six (6) months until a petition for adoption is filed.

As added by P.L.1-1997, SEC.18. Amended by P.L.35-1998, SEC.25.

IC 31-35-6-2

Referral for adoption; duties of guardian ad litem or court appointed special advocate

Sec. 2. If the juvenile or probate court terminates the parent-child relationship and refers the matter to the court having probate jurisdiction for adoption proceedings, the guardian ad litem or court appointed special advocate shall do the following:

- (1) Provide the county department with information regarding the best interests of the child.
- (2) Review the adoption plan as prepared by the county department as to the best interests of the child.
- (3) Report to the court with juvenile jurisdiction and, if requested, to the court having probate jurisdiction, regarding the plan and the plan's appropriateness in relationship to the best interests of the child.

As added by P.L.1-1997, SEC.18.

IC 31-35-6-3

Referral for adoption; effect of appeal of decision terminating parent-child relationship

Sec. 3. An appeal of a court's decision regarding the termination of the parent-child relationship does not prevent the court in the court's discretion from referring the matter for adoption proceedings while the appeal is pending.

As added by P.L.1-1997, SEC.18.

IC 31-35-6-4

Rights, privileges, and obligations of parent and child upon termination of relationship

Sec. 4. (a) If the juvenile or probate court terminates the parent-child relationship:

- (1) all rights, powers, privileges, immunities, duties, and obligations, including any rights to custody, control, parenting

time, or support, pertaining to the relationship, are permanently terminated; and

(2) the parent's consent to the child's adoption is not required.

(b) Any support obligations that accrued before the termination are not affected. However, the support payments shall be made under the juvenile or probate court's order.

As added by P.L.1-1997, SEC.18. Amended by P.L.68-2005, SEC.57.